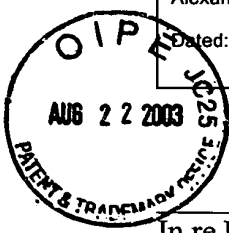


08-25-03

3627 8/3/03
19 Elec.

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 256034116 US, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.



Dated: _____ Signature: Danice Wolfe
(Danice Wolfe)

Docket No.: 51410/P003US/09705003
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Charles L. Dennis

Application No.: 08/997,489

Confirmation No.: 1370

Filed: December 23, 1997

Art Unit: 3627

For: **SYSTEM AND METHOD FOR
CONTROLLING FINANCIAL
TRANSACTIONS OVER A WIRELESS
NETWORK**

Examiner: A. Rudy

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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GROUP 3600

Dear Sir:

In response to the election requirement dated July 24, 2003, Applicant hereby elects the species of FIGURE 1 which includes the following claims that are readable on FIGURE 1: 98-11, 106-112, 117, 120-123 and 125.

Applicant's election is made without prejudice and WITH TRAVERSE. As noted by the Examiner, upon the allowance of a generic claim, Applicant will be entitled to consideration of claims to additional species, provided that all claims to each additional species are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 C.F.R. § 1.141.

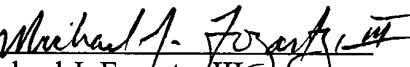
Applicant submits that claims 107, 123 and 125 are readable on at least FIGURES 1 and 4 and, therefore, are generic.

An action on the merits of the pending claims and a Notice of Allowance thereof are respectfully requested.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 06-2380, under Order No. 51410/P003US/09705003 from which the undersigned is authorized to draw.

Dated: August 22, 2003

Respectfully submitted,

By 
Michael J. Fogarty, III
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PTO/SB/21 (08-03)
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| | | | |
|---|----------------------|------------------------|-----------------------|
| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | Application Number | 08/997,489 | |
| | Filing Date | December 23, 1997 | |
| | First Named Inventor | Charles L. Dennis | |
| | Art Unit | 3627 | |
| | Examiner Name | A. Rudy | |
| Total Number of Pages in This Submission | 3 | Attorney Docket Number | 51410/P003US/09705003 |

| ENCLOSURES (Check all that apply) | | |
|---|--|--|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Response to Election of Species Requirement |
| Remarks | | RECEIVED AUG 26 2003 GROUP 3600 |
| | | |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | |
|--|--|
| Firm or Individual name | FULBRIGHT & JAWORSKI L.L.P. Michael J. Fogarty, III |
| Signature | |
| Date | August 22, 2003 |

| | |
|---|----------------------------|
| Transmittal | |
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| Dated: August 22, 2003 | Signature: (Danice Wolfe) |